

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ERIK RAPPEL,

Plaintiff,

v.

COLLECTCORP CORPORATION,

Defendant.

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**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ AUG 06 2010 ★

LONG ISLAND OFFICE  
Case No. 2:08-cv-4271-ADS-AKT

**JOINT MOTION TO DISSOLVE STIPULATED INJUNCTION**

Pursuant to this Court's July 1, 2009 Final Order and Judgment (Dkt. 24), plaintiff, Erik Rappel ("Plaintiff"), and defendant, Collectcorp Corporation ("Collectcorp"), hereby submit this joint motion to ~~extinguish~~ the Stipulated Injunction entered July 7, 2009 (Dkt. 26), and state:

On July 1, 2009, this Court entered a Final Order and Judgment finally approving the parties' class action settlement and entering a Stipulated Order for Permanent Injunction. Dkt. 24 and 26. The Stipulated Injunction ~~required~~ Collectcorp to use its best efforts to ensure that in all Telephonic Communications with debtors that are governed by the FDCPA that it (a) identifies itself by stating the ~~name~~ of the business; (b) identifies itself as a "debt collector" and/or "bill collector"; and (c) states that the purpose of the communication is to collect a debt. Collectcorp has ~~fulfilled~~ its obligations. Collectcorp has trained its collectors regarding their obligations and has used its best efforts to ensure

all employees and newly hired employees execute an acknowledgment of their training and responsibilities.

The Stipulated Injunction further required Collectcorp to draft a report to Class Counsel each quarter detailing how Collectcorp has complied with the Stipulated Injunction. Collectcorp has fulfilled its reporting obligations and each quarter Class Counsel and counsel for Collectcorp conferred regarding the draft report and Collectcorp's compliance.

The Stipulated Injunction directed the parties to submit a joint motion to the Court to extinguish the Stipulated Injunction after the one (1) year period was over. One year has passed since the entry of the injunction, and Collectcorp has complied with its obligations during the past year.

WHEREFORE, the parties jointly request the Court dissolve the Stipulated Injunction, and for such other relief this Court deems proper.

Respectfully Submitted,

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Attorneys for Defendant,  
Collectcorp Corporation

**ORDER**

IT IS SO ORDERED

DATED: 8/6/10

THE HONORABLE ARTHUR D. SPATT  
UNITED STATES DISTRICT COURT JUDGE

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